

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

NETLIST, INC., §  
§  
*Plaintiff*, §  
§  
v. §  
§  
SAMSUNG ELECTRONICS CO, LTD., § CIVIL ACTION NO. 2:22-CV-00293-JRG  
SAMSUNG ELECTRONICS AMERICA, §  
INC., and SAMSUNG SEMICONDUCTOR §  
INC., §  
§  
*Defendants*. §

**ORDER**

The Court issues this Order *sua sponte*. On September 6, 2024, Plaintiff Netlist, Inc. (“Plaintiff”) filed Plaintiff Netlist’s Proffer Regarding Standard Essentiality (the “Motion”). (Dkt. No. 776.) While labeled a “proffer,” the Court considers this to be a motion requesting the Court to issue an order regarding how patent standard essentiality will be addressed at trial. Accordingly, it is **ORDERED** that Defendants Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Semiconductor Inc. (collectively, “Defendants”) shall file their response, if any, to the Motion by **September 27, 2024**. It is further **ORDERED** that neither a reply or sur-reply shall be filed unless the Court so orders. Finally, it is **ORDERED** that the Court shall hear argument on this Motion (Dkt. No. 776) during the October 8, 2024 pretrial conference.

So ORDERED and SIGNED this 23rd day of September, 2024.

  
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RODNEY GILSTRAP  
UNITED STATES DISTRICT JUDGE